

AUG 08 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: Vaishya, Manish

Serial No.: 10/606,981

Filed: 06/26/2003

Group Art Unit: 2615

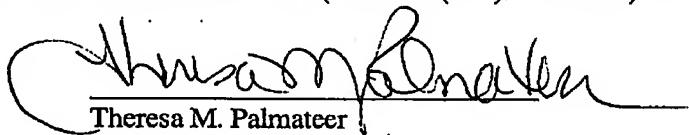
Examiner: Faulk, Devona E

For: CALIBRATION SYSTEM FOR AN ACTIVE NOISE CONTROL
SYSTEM

CERTIFICATE OF FACSIMILE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this Response and Request for Two Month Extension of Time and Terminal Disclaimer relative to Application Serial No. 10/606,981, us being facsimile transmitted to the Patent and Trademark Office (Fax No. (571) 273-8300) on August 8, 2007.



Theresa M. Palmateer

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RESPONSE
AND REQUEST FOR TWO MONTH EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is responsive to the Office Action mailed on March 23, 2007.
Applicant respectfully requests reconsideration of this application.

The Examiner rejected claims 1 and 11 on the ground of nonstatutory double patenting over claims 1, 4, and 10 of US Patent 7,139,400. A terminal disclaimer is submitted with this response and as such the nonstatutory double patenting rejection should be withdrawn.

The Examiner rejected independent claims 1 and 11 as well as dependent claims 2-7, 9, 10, 12-16, and 18-20 under 35 U.S.C. § 102 as being anticipated by Pfaff (5,146,505). The Applicant thanks the Examiner for his comments but respectfully traverses this rejection. The Examiner states that OUTPUT1 from Pfaff corresponds to an "actual system response to the calibration reference." Pfaff does not disclose

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